

IN THE BOARD OF SUPERVISORS
COUNTY OF SAN LUIS OBISPO, STATE OF CALIFORNIA

_____ day _____, 20____

PRESENT: Supervisors

ABSENT:

RESOLUTION NO. _____

**RESOLUTION DENYING THE APPEAL OF NIPOMO BUSINESS CENTER, LLC.,
AFFIRMING THE PLANNING COMMISSION'S DECISION TO DENY CONDITIONAL
USE PERMIT DRC2015-00017**

The following resolution is now offered and read:

WHEREAS, on October 22, 2015, following a duly noticed and conducted hearing, the Planning Commission of County of San Luis Obispo duly considered and denied the application of Nipomo Business Center, LLC for Conditional Use Permit DRC2015-00017; and

WHEREAS, Nipomo Business Center, LLC has appealed the Planning Commission's decision to the Board of Supervisors of the County of San Luis Obispo (hereinafter referred to as the Board of Supervisors) pursuant to the applicable provisions of Title 22 of the San Luis Obispo County Code; and

WHEREAS, a public hearing was duly noticed and conducted by the Board of Supervisors on January 12, 2016, and determination and decision made on January 12, 2016; and

Attachment 1

WHEREAS, at said hearing, the Board of Supervisors heard and received all oral and written protests, objections, and evidence, which were made, presented, or filed, and all persons present were given the opportunity to hear and be heard in respect to any matter relating to said appeal; and

WHEREAS, the Board of Supervisors has duly considered the appeal and finds that the appeal should be denied and the decision of the Planning Commission on October 22, 2015, should be affirmed subject to modified findings attached hereto as Exhibit A.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED by the Board of Supervisors of the County of San Luis Obispo, State of California, as follows:

1. That the recitals set forth hereinabove are true, correct and valid.
2. That the Board of Supervisors makes all of the the findings of fact and determinations set forth in Exhibit A attached hereto and incorporated by reference herein as though set forth in full.
3. Per State CEQA Guidelines Section 15270, the disapproval of this project is exempt from CEQA.
5. That the appeal filed by Nipomo Business Center, LLC is hereby denied and the decision of the Planning Commission is affirmed, and that the application of Nipomo Business Center, LLC for Conditional Use Permit DRC2015-00017 is hereby denied.

Attachment 1

Upon motion of Supervisor _____, seconded by Supervisor
_____, and on the following roll call vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAINING:

the foregoing resolution is hereby adopted.

Chairperson of the Board of Supervisors

ATTEST:

Clerk of the Board of Supervisors

[SEAL]

APPROVED AS TO FORM AND LEGAL EFFECT:

RITA L. NEAL
County Counsel

By: 
Deputy County Counsel

Dated: December 28, 2015

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STATE OF CALIFORNIA,)
) ss.
County of San Luis Obispo,)

I, _____, County Clerk and ex-officio Clerk of the Board of Supervisors, in and for the County of San Luis Obispo, State of California, do hereby certify the foregoing to be a full, true and correct copy of an order made by the Board of Supervisors, as the same appears spread upon their minute book.

WITNESS my hand and the seal of said Board of Supervisors, affixed this day of _____, 20__.

County Clerk and Ex-Officio Clerk of the Board
of Supervisors

(SEAL)

By _____ Deputy Clerk.